

## SELF-SERVICE CENTER

# SMALL ESTATE AFFIDAVIT(S) FOR TRANSFER (A.R.S. § 14-3971)

## FOR TRANSFER OF PROPERTY WHEN PERSON HAS DIED

*You may use the forms and instructions in this packet if . . .*

- ✓ **The value of all of the *personal property*** (cash, bank accounts, stocks and bonds, cars, jewelry, money owed to the person who died, etc.) in the estate of the person who died (the “deceased”), wherever that property is located, less liens and encumbrances, **does not exceed \$75,000**, and **at least 30 days have passed since the death, and/or**
- ✓ **The assessed value of the *real property*** (land and permanent structures on the land) in the deceased’s estate located in Arizona, less liens and encumbrances as of the date of the deceased’s death, **does not exceed \$100,000**, and **at least 6 months have passed since the death, and/or**
- ✓ **You are the surviving spouse, and you want to collect up to \$5000 in wages owed to the deceased, and/or**
- ✓ **You are entitled to the real property and/or personal property, and have the legal right (“legal standing”) to submit an affidavit claiming the property because:**
  - **You are named in a will** to receive the property and you can prove it; **OR**
  - **The person who died *did not* have a will, but you are related to the decedent as:**
    1. **Surviving Spouse, or**
    2. **Child** , if there is no surviving spouse – or there is, but he or she is not your parent and your parent, the decedent, had separate or community property, **or**
    3. **Parent**, if there is no surviving spouse or child, **or**
    4. **Brother or Sister**, if there is no surviving spouse or child or parent, **AND**
  - **If there are people with equal or greater right than you to the property, they have all assigned their entire interests in the estate to you**, which is proven by the copy of the documents they signed to this effect that you can attach to the affidavit.

**READ ME:** Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Self-Service Center website.